

## ETEXT ATTACHMENT

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TO: Michael H. Hartsock  
Campaign Finance Analyst, Reports Analysis Division

FROM: Michael Avella  
Treasurer, NY Republican Federal Campaign Committee

DATE: March 10, 2005

RE: 30 Day Post General Report (10/14/04-11/22/04) / C00055582

This memo is in response to the Commission's request for information regarding the above reference filing.

1. Please be advised that an amendment was filed on 1/31/05 to correct for the tabulation errors on this filing and has been resubmitted 3/10/05.

2. Please be advised that the Committee continues to use the best efforts procedures outlined by the FEC below. Any new contributor information that has been received in response to our efforts has been added to Schedule A.

a. All solicitations clearly and conspicuously request (in type set identical or larger to that used in the rest of the solicitation) the following:

Name and Address of contributor, employer and occupation

b. All solicitations have the following disclaimer:

Contributions are not tax-deductible. The above information is required by FEC and/or State Laws.

Subject to the limits and prohibitions of the Federal Election Campaign Act, contributions will be deposited into the Federal Account for use in Federal elections and other proper expenditures therefrom. The requested information is required by FEC and/or State Election Laws. Federal election laws require us to use our best efforts to collect and report the name, mailing address, occupation and name of employer of individuals whose contributions exceed \$200 in a calendar year. Paid for by N.Y. Republican State Committee.

c. All contributors who do not provide the requested information are then mailed a follow-up letter enclosing a business reply envelope.

d. All information received is then reported and report amendments are filed.

3. The report has been amended to provide individual information for the partnership contributions.

4. Please be advised that the transfer(s)-in from the Republican National Committee were deposited into a separate federal national transfer account set up by the NY Republican Federal Campaign Committee. No funds from this account were used to support the activities in question. The activities were paid for with state raised federal dollars of the Committee and the materials were distributed by volunteers.

5. The expenditures at issue were primarily reimbursements for volunteers within the 27th Congressional District of New York engaged in the distribution of campaign materials produced and financed as exempt party activities and with generic Republican GOTV messages. While Nancy Naples was the GOP candidate for Congress in the 27th Congressional District, none of the GOTV activities expressly advocated her election. Furthermore, a consultant was paid by the Committee to coordinate these activities on the Committee's behalf.

6. The report has been amended to provide clarification on the disbursement purposes.

7. The Schedule B payments for "Telemarketing Program" are for telemarketing fundraising for the Committee. This program does not reference, promote, support, attack or oppose a clearly identified candidate for Federal office.

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8. Please be advised that all activities referenced were generic Republican, party building activities and did not at anytime advocate the election of a clearly identified candidate for federal office or promote, support, attack or oppose any candidate for federal office.

9. Please be advised that the New York Republican Federal Campaign Committee made an error in reporting the slate card mailing and phone calls. These expenditures were for non-federal candidates and the disbursements have been reported on our amended filing Schedule B, line 21B. We apologize for this error.

10. Please be advised that none of the communications at issue (Schedule H4, line 21(a)) do not promote, support, attack or oppose any candidate for federal office. The fax service is for disbursing information to the county organizations and the publication update was for updates to legal books.

11. The transfers to the Committee's non-federal accounts in no way financed any activity in connection with federal elections, or allocated activity of the Committee.

12. The disbursements for travel and legal expenses were for reimbursement to consultants who engage in both federal and non-federal activity on behalf of the Committee, and no more than 25% of their time is spent on Federal election activity.

13. Itemization of the credit card payment has been provided on the amended filing submitted 3/10/05.